

Serial No. 10/725,392

Amendment dated February 16, 2005

In Reply of Office Action dated December 17, 2004

REMARKS

Counsel for the Applicant wishes to express his appreciation for the detailed Office Action of December 17, 2004 and the additional new references which have been developed.

Claims 2, 3, 4, 12, 14, 15, and 18-23 have been cancelled.

Independent claims 1 and 10 have been amended, claims 5-9 remains unchanged and include amended claim 1. Claims 11, 13, 16 and 17 remain unchanged and include amended claim 10.

Claim 1 now includes the glue strip stop for limiting the depth of insertion of the notice which also bonds together the front and back panels a distance approximating the width of a notice to be received in the pocket chamber and extends parallel the U-shaped slit and is of a length slightly less than the U-shaped slit. It also includes means for securing the left edges of the panels together as well as the panels bottom edge having a foldable flap on one of the panels positioned a distance between the glue strip stop and forming the bottom of the pocket chamber and extending from adjacent said panels left side edge to adjacent said panels right side edge and substantially longer than the U-shaped slit. Included also is the foldable flap with a glue strip substantially the length of the foldable flap and

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longer than the glue strip stop to permit spacing between said front and back panels when the blank is assembled into said pocket chamber calendar for ease of insertion of the notice into the pocket chamber.

Claim 10 which pertains to the pocket chamber calendar differs from claim 1 which relate to the pocket chamber calendar assembly blank in that it specifically recites that the glue strip stop for limiting the depth of insertion of the notice bonds together the front and back panels a distance approximating the width of a notice to be received in said pocket chamber and extends parallel to the U-shaped slit and of a length slightly less than the U-shaped slit. It further recites that one of the panels bottom edge has its foldable flap folded inward and forming the bottom of the pocket chamber and positioned a distance beneath the glue strip stop and inserted between the front and back panels and forming the bottom of the pocket chamber and extending from adjacent said panels left edges to adjacent said panels right edges and substantially longer than the U-shaped slit. It also included the limitation that the foldable flap has a glue strip secured to the other

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said panels substantially the length of said foldable flap and longer than said glue strip stop to permit spacing between said front and back panels for ease of insertion of a notice into said pocket chamber.

The Examiner has stated that the U-shaped slit would require only routine skill in the art nevertheless it should be pointed out that inverting the U-shaped slit would make it much more difficult to make an insertion of a notice into the slit. As has been pointed out in the specification on page 4, the U-shaped slit 12 is provided with legs 22 and 24 to "permit ease of insertion of the notice or envelope N or the like. Instead of having to pucker a straight slit for insertion of a notice or the like, the legs 22 and 24 serve to act as the pivot creating a flap 26 which readily bends inwardly upon insertion of the notice N or the like." None of the references cited provide a U-shaped slit and Letterio for example provides a slot with a substantial height as noted in Figure 13. The Letterio patent does not provide a slit but a slot in order to permit insertion of a notice. Williams does appear to have a slit but he calls

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it a slot 26. If it were a slit, it would be extremely difficult to make the insertion of the notice therein for reasons above. Williams also provides slits such as 52 which would make insertion difficult. Carver provides a slot or slit such as 18 but does not have a fold back tab which the U-shaped slit of this invention provides. Quinn provides slots with height to permit ease of insertion. The U-shaped configuration of this invention is considered important but is not relied upon entirely to define over the references. It is to be noted for example, that Letterio's slots are staggered and the stops are very small tabs 32. If an insert notice was made at an angle extending away from the tab 32, it would not hit the tab 32 for a stop. The present claim define the stop as being a glue strip stop which approximates the width of a notice to be received in a pocket and extends parallel to the U-shaped slit and is of a length slightly less than that of the U-shaped slit. None of the references teach this aspect of having a glue strip which bonds together the front and back panels and is also of a length slightly less than that of the U-shaped slit.

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The Examiner refers to Blanchard as having a foldable flap nevertheless the present claims recite that the foldable flap is positioned a distance beneath the glue strip stop and is substantially longer than the U-shaped slot. None of this is shown in Blanchard. It should be noted that the claims recite the orderly arrangement of the U-shaped slot relative to the glue strip stop and the glue strip of the foldable flap. The arrangement provides for ease of insertion all of the way down into the pocket chamber without binding and further permits all sizes of notices to be inserted while permitting the notices to hit a stop as contrary to the Letterio. The gap formed between the right and left edges of the panels from the glue strip stop allows for non-binding of an insert notice because the flap extends substantially from the left to the right sides at the bottom. Additional claims 24 and 25 have been added which recite that the indicia information on the front panels includes two different calendars. In claim 25, the indicia of the other side of the back panel front side includes a menu.

It is believed that claims 1 and 10 now defines over the references whether cited individually or in combination and

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avoid the Examiner's objections of obviousness. The dependent claims should be allowed if claims 1 and 10 are found allowable.

An early and favorable action is earnestly solicited.

It is believed that no fee is due for this submission.

However, should that determination be incorrect, the Examiner is hereby authorized to charge any deficiencies to our Deposit Account No. 19-2105 and notify the undersigned in due course.

Should any outstanding formal matters or other issues remains, the Patent Examiner is requested to telephone the undersigned at (703) 684-5600 to resolve such.

Respectfully submitted,

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